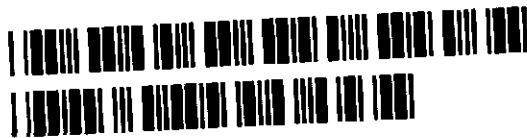


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03 APR 20 2010

04 AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY _____ DEPUTY



09-CV-00505-ORD

05
06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

08 LONNIE RAY CARTER,

09 Plaintiff,

10 v.

11 THOMAS C. PAYNTER, et al.,


12 Defendants.

) CASE NO. C09-0505-MJP-MAT
)
)
)
)
) ORDER GRANTING MOTION TO
) DISMISS AND DISMISSING § 1983
) ACTION AS TO DEFENDANT
) KERLIKOWSKE
)
)

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14 The Court, having reviewed the Report and Recommendation of the Honorable Mary
15 Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find
16 and ORDER:

- 17 (1) The Court adopts the Report and Recommendation;
18 (2) Defendant Kerlikowske's motion to dismiss (Dkt. 93) is GRANTED;
19 (3) The complaint and this action are DISMISSED with prejudice as to defendant
20 Kerlikowske; and
21 (4) The Clerk is directed to send copies of this Order to the parties and to Judge
22 Theiler.

01 DATED this 20 day of April, 2010.

02 
03 MARSHA J. PECHMAN
04 United States District Judge
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